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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO	
10/072,297	02/07/2002	Toshikatsu Kashiwaya	791 160 CIP1	9684	
25191	7590 07/10/2003				
BURR & BROWN			EXAMINER		
PO BOX 706 SYRACUSE	8 , NY 13261-7068		BUDD, MARI	BUDD, MARK OSBORNE	
			ART UNIT	PAPER NUMBER	
			2834		
			DATE MAIL ED: 07/20/2003		

Please find below and/or attached an Office communication concerning this application or proceeding.

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 2 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.  Editations of them may be available under the provisions of 37 CPR 1.13(d), in no event, however, may a reply be timely filled  Editations of them may be available under the provisions of 37 CPR 1.13(d), in no event, however, may a reply be timely filled  If the period for reply specified above is less than thirty (30) days, a reply whith the statulory minimum of them (30) days will be considered firmly.  If the period for reply specified above is less than thirty (30) days, a reply whith the thirty (30) days, a reply whith the thirty (30) days will be considered firmly.  If the period for reply specified above is less than thirty (30) days, a reply whith the thirty (30) days will be considered firmly.  If the period for reply specified above is less than thirty (30) days, a reply whith the thirty (30) days will be considered firmly.  If the period for reply specified above is less than thirty (30) days, a reply whith the thirty (30) days will be considered firmly.  If the period for reply specified the thirty (30) days will be considered firmly.  If the period for reply specified the second for reply will, by datable, cause the specification to become APARCONED (30 U.S. (5) (33) each of the communication.  If the period the reply specified is the communication of the period of the communication.  If the period the reply specified is the communication of the communication of the period of the communication of the period	<del></del>		Application No.	Applicant(s)				
Mark Budd   2834	·		10/072,297	KASHIWAYA ET AL.				
- The MAILING DATE of this communication appears on the cover sheet with the correspondence address - Period for Reply  A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 2 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.  Estarenous of them may be available used the provisions of 3 CFR 1.18(e). In no event, however, may a reply be timely filed and the provision of 3 CFR 1.18(e). In no event, however, may a reply be timely filed and the provision of 3 CFR 1.18(e). In no event, however, may a reply be timely filed and the provision of 3 CFR 1.18(e). In no event, however, may a reply be timely filed the provision of 3 CFR 1.18(e). In no event, however, may a reply be timely filed to 1 the provision of 3 CFR 1.18(e). In no event, however, may a reply be timely filed or 1 the provision of 1 CFR 1.18(e). In no event, however, may a reply be timely filed or 1 the provision of 1 CFR 1.18(e). In the provision			Examiner	Art Unit				
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1) Responsive to communication(s) filed on 29 May 2003.  2a) This action is FINAL. 2b) This action is non-final.  3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213.  Disposition of Claims  4) Claim(s) 1-29 is/are pending in the application.  4a) Of the above claim(s) 28 and 29 is/are withdrawn from consideration.  5) Claim(s) 1-27 is/are allowed.  6) Claim(s) is/are rejected.  7) Claim(s) is/are objected to.  8) Claim(s) 1-29 are subject to restriction and/or election requirement.  Application Papers  9) The specification is objected to by the Examiner.  10) The drawing(s) filed on 07 February 2002 is/are: a) accepted or b) objected to by the Examiner.  Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  11) The proposed drawing correction filed on is: a) and paperoved by the Examiner.  If approved, corrected drawings are required in reply to this Office action.  12) The oath or declaration is objected to by the Examiner.  Priority under 35 U.S.C. §§ 119 and 120  13) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  a) All b) Some * c) None of:  1. Certified copies of the priority documents have been received in Application No  3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).  *See the attached detailed Office action for a list of the certified copies not received.  14) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).  a) The translation of the foreign language provisional application has been received.  15) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 120 and/or 121.	<ul> <li>THE MAILING DATE OF THIS COMMUNICATION.</li> <li>Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.</li> <li>If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.</li> <li>If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.</li> <li>Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).</li> <li>Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).</li> </ul>							
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Application/Control Number: 10/072,297 Page 2

Art Unit: 2834

Minor errors appear in independent claims 1, 2 and 4 in that a period appears within the claim. A claim must be a single sentence. Correction is required. The claims are otherwise allowable. Thus claims 1-27 are allowed.

Applicants traversal of the restriction is noted. However, no specific error has been pointed out. Also, the searches for the two groups are not coincident in spite of applicants implication, Thus, the requirement is proper and is hereby made final.

Cited of interest are Fujii, Kim (947), Kim (763), and Nagaya.

Budd/ds

07/08/03

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